

CITY OF MORGAN HILL  
SPECIAL REDEVELOPMENT AGENCY MEETING AND  
SPECIAL CITY COUNCIL MEETING  
MINUTES - OCTOBER 24, 2001

**CALL TO ORDER**

Mayor/Chairman Kennedy called the special meeting to order at 6:30 p.m.

**ROLL CALL ATTENDANCE**

Present: Agency/Council Members Carr, Chang, Sellers, Tate and Mayor/Chairman Kennedy

**DECLARATION OF POSTING OF AGENDA**

City Clerk/Agency Secretary Torrez certified that the meeting's agenda was duly noticed and posted in accordance with Government Code 54954.2.

**PUBLIC COMMENTS**

No comments were offered.

***Redevelopment Agency and City Council Action***

**CLOSED SESSIONS:**

**Action:** *The City Council/Agency Commission **deferred** closed session items to later this evening.*

City Attorney/Agency Counsel Leichter announced the below listed closed session items at 7:24 p.m. She indicated that one of the anticipated litigation matters was based on the threat of litigation as stated on a letter received from William Dahlin.

**1.**

**CONFERENCE WITH LEGAL COUNSEL - POTENTIAL AND EXISTING LITIGATION:  
CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Legal Authority:	Government Code Sections 54956.8 & 54956.9(a) & (c) (1 potential case)
Real Property(ies) involved:	APN 728-31-007 & 008; 25.50 acres located on the southwesterly side of Cochrane Road (St. Louise Hospital property)
City Negotiators:	Council Members; City Manager; City Attorney; F. Gale Conner, special counsel; Rutan & Tucker, special counsel
Case Name:	San Jose Christian College v. City of Morgan Hill
Case Numbers:	Santa Clara County Superior, No. CV 799179; USDC Northern California No. C01-20857 RMW
Closed Session Topic:	Potential Existing Litigation/Real Estate Negotiations
Attendees:	Agency/Council Members; Executive Director/City Manager; City Attorney/Agency Counsel

2.

**CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant Exposure/Initiation of Litigation

Authority: Government Code Sections 54956.9(b) & (c)

Number of Potential Cases: 4

3.

**CONFERENCE WITH LEGAL COUNSEL - REAL PROPERTY NEGOTIATOR**

Legal Authority: Government Code 54956.8

Real Property Involved: 17.58 acre parcels located on the east side of Condit Road, bound by Condit Road, Tennant Avenue, Barrett Avenue and Murphy Avenue (APN 817-13-017)

Negotiating Parties:

For City/Agency: City Manager/Executive Director; City Attorney/Agency Counsel; Director of Business Assistance & Housing Services

For Property Owners: Virginia Lomanto Trustee

Closed Session Topic: Acquisition of Real Property

**OPPORTUNITY FOR PUBLIC COMMENT**

Chairman/Mayor Kennedy opened the closed session items to public comment. No comments were offered.

**ADJOURN TO CLOSED SESSION:**

Chairman/Mayor Kennedy adjourned the meeting to closed session at 7:32 p.m.

**RECONVENE:**

Chairman/Mayor Kennedy reconvened the meeting at 9:29 p.m.

**CLOSED SESSION ANNOUNCEMENT:**

Agency Counsel/City Attorney Leichter announced that no reportable action was taken on the above listed closed session items.

**FUTURE AGENCY-INITIATED AGENDA ITEMS:**

No items were identified.

**ADJOURNMENT**

There being no further business, Chairman/Mayor Kennedy adjourned the meeting at 9:31 p.m.

**MINUTES RECORDED AND PREPARED BY:**

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**IRMA TORREZ, City Clerk**